



## Senate

General Assembly

**File No. 75**

*January Session, 2001*

Senate Bill No. 1254

*Senate, March 29, 2001*

The Committee on Public Safety reported through SEN. PENN of the 23rd Dist., Chairperson of the Committee on the part of the Senate, that the bill ought to pass.

### **AN ACT CONCERNING REVISIONS TO STATUTES GOVERNING THE MILITARY DEPARTMENT.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 27-15 of the general statutes is repealed and the  
2 following is substituted in lieu thereof:

3 [The military staff of the Governor shall be appointed by the  
4 Governor and] The Governor shall appoint the military staff that shall  
5 consist of the Adjutant General, who shall be chief of staff with the  
6 rank of [major] lieutenant general; the assistant adjutant generals, one  
7 of whom shall serve as deputy chief of staff as provided under  
8 subsection (c) of section 27-24; the chief of staff for the Connecticut Air  
9 National Guard; an air aide-de-camp with the rank of colonel, who  
10 shall be the senior aviation officer of the Connecticut National Guard; a  
11 Surgeon General, who shall be the senior medical officer of the  
12 National Guard; one aide-de-camp with the rank of colonel from the  
13 United States Air Force Reserve; one aide-de-camp with the rank of

14 captain from the United States Naval Reserve; one aide-de-camp with  
15 the rank of colonel from the United States Marine Corps Reserve; one  
16 aide-de-camp with the rank of colonel from the United States Army  
17 Reserve; one aide-de-camp with the rank of lieutenant commander  
18 from the United States Coast Guard Reserve; five aides-de-camp, two  
19 with the rank of colonel, two with the rank of lieutenant colonel and  
20 one with the rank of major, all of whom shall be from the National  
21 Guard; and two enlisted aides-de-camp with the rank of sergeant  
22 major from the National Guard. Members appointed from the armed  
23 forces of the state shall retain their federal or state grades and shall  
24 remain subject to duty therein and, if appointed to such staff in a rank  
25 lower than the highest grade attained in federal or state service, shall  
26 serve on the staff in their highest recognized grade. Any requirement  
27 of this section that any member of the Governor's military staff shall be  
28 a member of, or hold any rank in, the National Guard shall be  
29 inapplicable whenever the National Guard is in active service with the  
30 Army, Navy or Air Force of the United States and at such time the  
31 military staff of the Governor may be appointed by the Governor from  
32 the organized or unorganized militia, ex-members of the United States  
33 Army or Navy or the Connecticut National Guard, or from civil life;  
34 and in addition to the active military staff the Governor may, at said  
35 Governor's discretion, appoint honorary staff members from the  
36 former National Guard or naval militia then on active military duty.  
37 The Governor, at any other time, may appoint honorary staff members  
38 to the Connecticut National Guard without regard to affiliation who  
39 shall serve without the pay, honors, privileges and benefits afforded  
40 the active staff members, including, but not limited to, allowances and  
41 tuition waivers. The majors commandant of the first and second  
42 companies Governor's Foot Guards and the Governor's Horse Guards  
43 shall be ex-officio members of the Governor's military staff. The  
44 Governor shall also appoint the immediate predecessors of such  
45 majors commandant to serve as additional ex-officio members. In  
46 addition to the above-named officers, the Governor shall appoint three

47 additional staff members, one of whom shall be a colonel or of  
48 equivalent naval rank and two of whom shall be majors or of  
49 equivalent naval rank.

50 Sec. 2. Section 27-19 of the general statutes is repealed and the  
51 following is substituted in lieu thereof:

52 The Military Department shall be [in] under the charge of the  
53 Adjutant General. On or before July 1, 1980, the Governor shall  
54 appoint an Adjutant General with the rank of major general to serve  
55 for a term of two years from July 1, 1980. Quadrennially thereafter, the  
56 Governor shall appoint an Adjutant General with the rank of [major]  
57 lieutenant general to serve for the term of four years, from such first  
58 day of July and until [his] a successor is appointed and qualified. [He]  
59 The Adjutant General shall have had at least ten years' commissioned  
60 service in the armed forces of the United States. No person shall be  
61 appointed nor [shall he] continue to serve after [he has reached]  
62 reaching the age of sixty-four years. The Adjutant General may be  
63 suspended or removed by the Governor in accordance with the  
64 provisions of sections 4-11, 4-12 and 4-13.

65 Sec. 3. Section 27-20 of the general statutes is repealed and the  
66 following is substituted in lieu thereof:

67 The Adjutant General shall make such returns and reports to such  
68 officers as may be prescribed by the Department of Defense in  
69 regulations pertaining to the National Guard and naval militia, at such  
70 times and in such form as may, from time to time, be prescribed. [He]  
71 The Adjutant General shall keep a record of all officers and enlisted  
72 personnel and shall also keep in [his] the office all records and papers  
73 required by law or regulations to be filed therein. [He] The Adjutant  
74 General is charged, in all matters pertaining to the command,  
75 discipline or administration of the military establishment of this state,  
76 with the duty of employing members of the organized militia for state  
77 service; of recording, authenticating and communicating to troops and

78 individuals in the military service of this state all orders, instructions  
79 and regulations issued by order of the Governor for the National  
80 Guard, naval militia and organized militia and by the Secretary of  
81 Defense for the National Guard and the naval militia; of preparing and  
82 distributing commissions; of compiling and issuing the register of the  
83 National Guard, naval militia and organized militia; and of managing  
84 the recruiting for the National Guard, naval militia and organized  
85 militia. In event of emergency use of the militia and with the approval  
86 of the Governor, [he] the Adjutant General may be disbursing officer  
87 of all funds appropriated by the General Assembly for the expense of  
88 [his] the office of the Adjutant General. The Adjutant General may  
89 make such regulations pertaining to the preparation and rendering of  
90 reports and returns and to the care and preservation of public property  
91 as in [his] the Adjutant General's opinion the conditions demand, such  
92 regulations to be operative and in force when promulgated in the form  
93 of general orders, circulars or circular letters. [He] The Adjutant  
94 General shall have charge and care of all state military property and all  
95 United States military property issued to the state of Connecticut, and  
96 shall cause to be kept an accurate and careful account of all receipts  
97 and issues of the same. [He] The Adjutant General shall require to be  
98 kept a careful memorandum of all public military property on hand in  
99 the state arsenal or storehouses and in the possession of the several  
100 organizations of the military forces of the state and shall guard such  
101 property against injury and loss to the [extent of his ability. He]  
102 greatest extent possible. The Adjutant General shall require each  
103 accountable and responsible officer of the state military forces to  
104 account for any deficiency in public military property in [his] such  
105 officer's possession immediately after such deficiency is discovered.  
106 [He] The Adjutant General shall cause annual inspections to be made  
107 of all public military property and a complete inventory of such  
108 property and the places where it is deposited shall be kept. [He] The  
109 Adjutant General may adopt a seal for use in [his office. He] the office  
110 of the Adjutant General. The Adjutant General shall require that each

111 unit of the armed forces of the state be inspected at least twice in each  
112 calendar year and issue service medals and service records. The  
113 Adjutant General shall, annually, as provided in section 4-60, make a  
114 report to the Governor of the strength, condition and equipment of the  
115 military and naval forces of the state and of the expenditures of [his]  
116 the office since the last annual report. The Adjutant General may enter  
117 into contracts for the furnishing by any person or agency, public or  
118 private, of services necessary to the proper execution of the duties of  
119 [his] the Adjutant General's office subject to the approval of the  
120 Attorney General. The Adjutant General shall have charge of the Office  
121 of Emergency Management established under chapter 517.

122 Sec. 4. Section 27-76 of the general statutes is repealed and the  
123 following is substituted in lieu thereof:

124 When requested by the commander of any accredited veteran  
125 organization or by friends or relatives of any deceased person who has  
126 served in any of the armed forces of the United States during time of  
127 war, as defined by section 27-103, or who has served in the National  
128 Guard for more than twenty years or who has died while a member of  
129 the National Guard, the Adjutant General shall order [a uniformed  
130 firing squad] an honor guard detail from the National Guard, the naval  
131 militia, the State Guard or the organized militia to attend the funeral,  
132 except that if [a uniformed firing squad] an honor guard detail from  
133 such guard or militia is unavailable or committed elsewhere, the  
134 Adjutant General shall request [a uniformed firing squad] an honor  
135 guard detail from a bona fide Connecticut state veterans' organization,  
136 provided such [firing squad] detail shall comply with the rules and  
137 procedures set forth in Connecticut National Guard regulation 37-106.  
138 Such [firing squad] detail shall consist of not more than five [squad]  
139 members plus one bugler. The members thereof shall be compensated  
140 at the rate of fifty dollars per day. Such compensation shall be paid  
141 from funds appropriated to the Adjutant General for the pay of the  
142 National Guard and from federal funds received for that purpose.

**PS**      *Joint Favorable*

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

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**OFA Fiscal Note**

**State Impact:** None

**Affected Agencies:** Military Department

**Municipal Impact:** None

**Explanation****State Impact:**

This bill would result in no fiscal impact to the state's Military Department. The bill raises the adjutant general's rank in the Connecticut National Guard from major general to lieutenant general in order to maintain parity with the national commanders of the Army and Air Force National Guards. This does not change the state pay for the adjutant general and therefore results in no additional cost. The bill also makes two statutory changes to conform to current practice and federal law. These changes have no fiscal impact.

**OLR Bill Analysis**

SB 1254

***AN ACT CONCERNING REVISIONS TO STATUTES GOVERNING  
THE MILITARY DEPARTMENT.*****SUMMARY:**

This bill raises the adjutant general's rank in the Connecticut National Guard from major to lieutenant general. (The former wears two stars; the latter, three.) It conforms the law to practice by allowing the adjutant general to employ members of the organized militia in state service (e.g., ceremonial and inaugural activities). The organized militia consists of the Governor's Guards, State Guard, and other military forces the governor, as commander-in-chief, designates.

The bill changes the name of the uniformed firing squad that performs at veterans' funerals to "honor guard detail," thus making state law conform to federal law.

EFFECTIVE DATE: October 1, 2001

**BACKGROUND****COMMITTEE ACTION**

Public Safety Committee

Joint Favorable Report

Yea 21      Nay 0